

1 The parties stipulate through counsel that Defendant, the Acting Commissioner of Social Security
2 (the "Commissioner"), shall have an extension of time to respond to Plaintiff's Motion for Summary
3 Judgment in this case. In support of this request, the Commissioner respectfully states as follows:

4 1. Defendant's response to Plaintiff's opening brief was due January 22, 2022. Defendant
5 has not previously requested an extension of time for this deadline. Counsel for the Commissioner
6 apologizes to the Court for not previously seeking an extension as this case. Counsel for the Commissioner
7 was unexpectedly out of the office when Plaintiff's motion was filed. Upon returning to the office,
8 Counsel for the Commissioner believes he inadvertently overlooked Plaintiff's filing. Moreover, office
9 procedures, for tracking motions received, appears to have also missed this filing. Counsel apologizes
10 to the Court, Plaintiff and Plaintiff's counsel for the delay. This request is made in good faith and is not
11 intended to unduly delay the proceedings in this matter.

12 3. Counsel has reviewed Plaintiff's motion and is in discussions with his client about the
13 defensibility of this case. Counsel believes that this extension may allow the parties to resolve this case
14 without using additional court time and resources to address the merits of this case.

15 4. Counsel conferred with Plaintiff's counsel who had no objection to the requested
16 extension.

17 WHEREFORE, Defendant requests until March 25, 2022, respond to Plaintiff's Motion for
18 Summary Judgment.

19 Date: March 17, 2022

LAW OFFICES OF HADLEY & FRAULOB

21 By: /s/ Caspar Chan for Joseph Fraulob*

22 JOSEPH FRAULOB

*Authorized by email

23 Attorneys for Plaintiff

24 Date: March 17, 2022

PHILIP A. TALBERT

25 United States Attorney

26 Eastern District of California

27 By: /s/ Caspar Chan

CASPAR CHAN

28 Special Assistant United States Attorney

Attorneys for Defendant

ORDER

APPROVED AND SO ORDERED.

Dated: March 17, 2022



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE